Yeskoo Hogan & Tamlyn, LLP 535 Fifth Avenue New York, NY 10017 212-983-0900 Attorneys for SSP Capital Partners, LLC By: Richard C. Yeskoo

UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK

SSP CAPITAL PARTNERS, LLC,

1:07-cv-03878 (NRB)

Plaintiff,

**Notice of Motion** 

against –

MANDALA, LLC, HAROUST, LLC, HAMILTON GRANGE, LLC, ARABARA, LLC and 316 SECOND AVENUE, LLC,

Defendants.

Please take notice that the plaintiff, SSP Capital Partners, LLC, will move for summary judgment on liability and damages before the Court, Honorable Naomi Rice Buchwald, 500 Pearl Street, New York, New York 10007, at the time and place set by the Court. This motion is based on the annexed statement of undisputed facts, affidavit of Michael Gordon, Affirmation of Richard C. Yeskoo and memorandum of law.

Dated: August 11, 2008

YESKOO HOGAN & TAMLYN, LLP

535 Fifth Avenue

New York, New York 10017

212-983-0900

By:

Richard C. Yeskoo (RY7329)